

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

CSX TRANSPORTATION, INC.	)	
	)	
Petitioner,	)	
	)	
v.	)	Case No.13-1313
	)	
SURFACE TRANSPORTATION BOARD	)	
and UNITED STATES OF AMERICA	)	
	)	
Respondents.	)	

**STATEMENT OF INTENT TO UTILIZE DEFERRED JOINT APPENDIX**

Pursuant to Fed. R. App. P. 30(c) and Circuit Rule 30(c), Petitioner CSX Transportation, Inc.; Respondents Surface Transportation Board (“STB”) and the United States Department of Justice; and Intervenor for Respondent Total Petrochemicals USA, Inc. have agreed to use a deferred joint appendix.

Respectfully submitted,

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Dated: January 27, 2014

**CERTIFICATE OF SERVICE**

I hereby certify that on this 27th day of January, 2014, I served a copy of the foregoing Statement of Intent to Utilize Deferred Appendix through the CM/ECF system on the following parties:

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/s/ Marc A. Korman

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